



PATENT
Customer No. 22,852
Attorney Docket No. 06028.0045-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
François LE BOURHIS et al.)	
)	
Application No.: 10/796,016)	Group Art Unit: 1614
)	
Filed: March 10, 2004)	Examiner: Unassigned
)	
For: AEROSOL DEVICE COMPRISING A)	
COSMETIC COMPOSITION)	
COMPRISING AT LEAST ONE)	
POLYURETHANE AND AT LEAST ONE)	
PROPELLANT COMPRISING)	
DIMETHYL ETHER AND AT LEAST)	
ONE C ₃ -C ₅ HYDROCARBON)	

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached 1449 form.

With respect to the non-English language document, Applicants submit the following remarks:

1. **FR 2 782 635** - This document is believed to be related to U.S. Patent No. 6,495,119, submitted herewith.

Applicants have enclosed a copy of the priority application's French Search Report for the Examiner's consideration.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

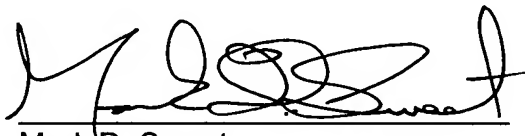
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Attorney Docket No. 06028.0045-00
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If there is any fee due in connection with the filing of this Statement, please
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

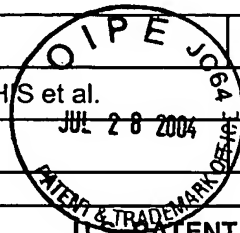
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Mark D. Sweet
Reg. No. 41,469

Date: July 28, 2004

INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Atty. Docket No.	06028.0045-00000	Application No.	10/796,016
Applicant	François LE BOURHIS et al.		
Filing Date	March 10, 2004	Group:	1614



U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
	1	5,626,840	May 6, 1997	Thomaides et al.			
	2	6,495,119	Dec. 17, 2002	Sturla et al.			
	3	2001/0051135	Dec. 13, 2001	Sturla et al.			

FOREIGN PATENT DOCUMENTS							
		Document Number	Date	Country	Class	Sub Class	Translation Yes or No
	4	EP 0 796 611	Sep. 24, 1997	Europe			
	5	FR 2 782 635	Mar. 3, 2000	France			No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
6	Herman Berkhout, "Hydrocarbon/Dimethyl ether mixtures in water based hairsprays, Part one: Set up and basics of a study" Aerosol & Spray Report, Vol. 33, No. 6, 1994, pp. 292-294, 296-298, and 300-301.	
7	Herman Berkhout, "Hydrocarbon/dimethyl ether mixtures in water based hairsprays, Part two: Butane Tolerance," Aerosol & Spray Report, Vol. 33, No. 7-8, 1994, pp. 385-389.	
8	Herman Berkhout, "Hydrocarbon/dimethyl ether mixtures in water based hairsprays, Part three: Performance of Formulations and Conclusions," Aerosol & Spray Report, Vol. 33, No. 9, 1994, pp. 449-452 and 454-455.	

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce